

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JULY 18, 1989
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:40 a.m. The meeting was recessed by Mayor O'Connor at 10:58 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:06 p.m. with Council Members Wolfsheimer, Roberts, Pratt and Henderson not present. Mayor O'Connor adjourned the meeting at 2:12 p.m. to convene the Redevelopment Agency Meeting.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-excused by R-274116
(City business in Mexico re airport)
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-not present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (rb;tm)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-present

ITEM-330: (O-90-1) INTRODUCED AND ADOPTED AS ORDINANCE O-17326
(New Series)

Introduction and adoption of an Ordinance adopting the Annual Budget for Fiscal Year 1989-90 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year.

(See City Manager Report CMR-89-328.)

NOTE: The first public hearing of the Ordinance was held on Monday, July 17, 1989, Item 200. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A051-161.)

Hearing began at 10:42 a.m. and halted at 10:51 a.m.

Testimony in favor by Mark Nelson and Philip Schey.

Mayor O'Connor closed the hearing.

MOTION BY MCCOLL TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by Wolfsheimer. Passed by the following vote:
Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: (R-89-2217) ADOPTED AS RESOLUTION R-274006

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Rancho Bernardo Landscape Maintenance District.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessment for the Rancho Bernardo Landscape Maintenance District. The district provides maintenance of landscaped and paved street medians and streetscapes. The Fiscal Year 1990 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 75,875
Personnel	9,805
Utilities	22,000
Incidentals	19,804
Total Expenses	\$127,484
Reserve	49,711
Total	\$177,195
Less Carry-over & Interest	61,500
Less City Contribution	13,221
Assessed to District	\$102,474

The annual assessment for Fiscal Year 1990 will be approximately \$8.60 per dwelling unit, as compared to \$7.40 for Fiscal Year 1989. The approximately 16 percent increase from the Fiscal Year 1989 assessment amount reflects the community's desire to incrementally increase the unit assessment to build up a reserve for future enhancement projects.

FILE LOCATION: STRT M-185

COUNCIL ACTION: (Tape location: A207-217.)

Hearing began at 10:55 a.m. and halted at 10:56 a.m.

Mayor O'Connor closed the hearing.

MOTION BY WOLFSHEIMER TO APPROVE THE MAINTENANCE DISTRICT.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-332: (R-89-2214) ADOPTED AS RESOLUTION R-274007

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Carmel Mountain Ranch Landscape Maintenance District.

(Carmel Mountain Ranch Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Carmel Mountain Ranch Landscape Maintenance District provides maintenance of landscaped medians and streetscapes within the district

boundaries. In Fiscal Year 1990, the district will take over the maintenance of a portion of the existing landscaping improvements. The developer will continue to maintain other areas until they are turned over to the district. The Fiscal Year 1990 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 22,000
Personnel	19,607
Utilities	10,500
Incidentals	16,208
Total Expenses	\$ 68,315
Reserve	130,092
Total	\$198,407
Less Carry-over and Interest	156,000
Less City Contribution	2,960
Assessed to the District	\$ 39,447

The proposed unit assessment for Fiscal Year 1990 is approximately \$4.00, compared to \$17 in Fiscal Year 1989. The decrease in the amount assessed to the district is due to the fact that areas anticipated by the district in Fiscal Year 1989 were not ready and only a small portion of the areas are ready for maintenance by the district in Fiscal Year 1990.

FILE LOCATION: STRT M-187

COUNCIL ACTION: (Tape location: A217-224.)

Hearing began at 10:56 a.m. and halted at 10:57 a.m.

MOTION BY WOLFSHEIMER TO APPROVE THE MAINTENANCE DISTRICT.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333:

Two actions relative to establishing the Front Street (Ash Street to I-5) Underground Utility District:
(Centre City Community Area. District-8.)

Subitem-A: (R-89-2545) ADOPTED AS RESOLUTION R-274008

Establishing an Underground Utility District to be known and denominated as the Front Street (Ash Street to I-5) Underground Utility District.

Subitem-B: (R-89-2546) ADOPTED AS RESOLUTION R-274009

Authorizing the expenditure of an amount not to exceed \$4,500 from CIP-37-028, Gas Tax Fund 32191, for the purpose of administering the Front Street (Ash Street to I-5) Underground Utility District, minor City Force work and other related work.

CITY MANAGER SUPPORTING INFORMATION: The proposed district will underground the overhead utility facilities on Front Street between Ash Street and I-5. This is a scheduled project in the calendar year 1990 Capital Improvements Program. The formation of this project will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. The total number of affected properties in this district is ten. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion. Aud. Cert. 8901034.

FILE LOCATION: STRT K-187

COUNCIL ACTION: (Tape location: A224-234.)

Hearing began at 10:57 a.m. and halted at 10:57 a.m.

Mayor O'Connor closed the hearing.

MOTION BY FILNER TO APPROVE THE ESTABLISHMENT OF THE DISTRICT.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334:

Two actions relative to establishing the "F" Street (7th Avenue to 12th Avenue) Underground Utility District:
(Centre City Community Area. District-8.)

Subitem-A: (R-89-2541) ADOPTED AS RESOLUTION R-274010

Establishing an Underground Utility District to be known and denominated as the "F" Street (7th Avenue to 12th Avenue) Underground Utility District.

Subitem-B: (R-89-2542) ADOPTED AS RESOLUTION R-274011

Authorizing the expenditure of an amount not to exceed \$7,000 from CIP-37-028, Gas Tax Fund 32191, for the purpose of administering the "F" Street (7th Avenue to 12th Avenue)

Underground Utility District, minor City Force work and other related work.

CITY MANAGER SUPPORTING INFORMATION: The proposed district will underground the overhead utility lines on "F" Street between 7th Avenue and 12th Avenue. This is a scheduled project in the calendar year 1990 Capital Improvement Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their property prior to removal of the overhead utilities. The total number of affected properties in this district is 16. A future resolution will establish the date for the removal of the overhead utilities as the undergrounding work approaches completion.

Aud. Cert. 8901036.

FILE LOCATION: STRT K-188

COUNCIL ACTION: (Tape location: A234-242.)

Hearing began at 10:57 a.m. and halted at 10:58 a.m.

MOTION BY FILNER TO CLOSE THE HEARING AND APPROVE THE ESTABLISHMENT OF THE DISTRICT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

Rezoning a portion of La Jolla Corona Estates Subdivision, located south and east of La Jolla Rancho Drive, west of La Jolla Mesa Drive, north of Avenida Armentia, to apply a Hillside Review (HR) Overlay Zone.

The subject property is further described as Lots 98 through 110 of Map-3702; Lots 1 through 3 and 10 through 23 of Map-3578; and Lot 1 of Parcel Map PM-9612 of La Jolla Corona Estates, in Zone R1-10000, in the La Jolla Community Plan area.

The proposed rezoning also constitutes an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

(Case-88-1148. District-1.)
Subitem-A: (O-89-234) INTRODUCED, TO BE ADOPTED ON
JULY 31, 1989
Introduction of an Ordinance for Hillside Review Overlay
Zoning.
Subitem-B: (R-89-2530) ADOPTED AS RESOLUTION R-274012

Adoption of a Resolution approving an amendment to the
Local Coastal Program (LCP) and authorizing transmittal of
the LCP amendment to the California Coastal Commission.

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A161-203.)
Hearing began at 10:52 a.m. and halted at 10:55 a.m.
Testimony in favor by Ann Sloane.
MOTION BY WOLFSHEIMER TO APPROVE THE PROJECT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-not
present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-not
present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-336: (R-89-2211) ADOPTED AS RESOLUTION R-274013

Considering the protests, approving the modified map,
confirming the assessments, and ordering the proposed
maintenance, in the matter of the Sabre Springs Landscape
and Lighting Maintenance District.

(Sabre Springs Community Area. Districts-1 and 5.)

CITY MANAGER SUPPORTING INFORMATION: This action
establishes the annual assessment for Sabre Springs Landscape
and Lighting Maintenance District. The district provides
maintenance for landscaped medians and open spaces within the
district boundaries. The Fiscal Year 1990 proposed maintenance
costs for the district are as follows:

Contractual Maintenance	\$ 35,000
Personnel	9,805
Utilities	2,600
Incidentals	12,000
Total Expenses	\$ 59,405
Reserve	6,333
Total	\$ 65,738
Less Carry-over and Interest	18,000
Less City Contribution	4,915

Assessed to the District \$ 42,823
The proposed unit assessment for Fiscal Year 1990 is approximately \$42, compared to \$28 for Fiscal Year 1989. The increase in the assessment amount results from the addition of new landscaped street medians, enhanced open space (the Chicarita Creek area) and natural open spaces to the district assets.

FILE LOCATION: STRT M-190

COUNCIL ACTION: (Tape location: B013-018.)

Hearing began at 2:10 p.m. and halted 2:10 p.m.

MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (R-89-2222) ADOPTED AS RESOLUTION R-274014

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Eastgate Technology Park Landscape Maintenance District.

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the assessments for the maintenance of medians, streetscapes and open space in the Eastgate Technology Park Landscape Maintenance District for Fiscal Year 1990. The district maintains landscaped center islands, streetscapes and open space areas within the district. The proposed maintenance costs for the district for Fiscal Year 1990 are as follows:

Contractual Maintenance	\$116,500
Personnel	5,883
Utilities	11,350
Incidentals	11,952
Total Expenses	\$145,685
Reserve	14,804
Total	\$160,489
Less Carry-over & Interest	20,000
Less City Contribution	3,438
Assessed to District	\$137,051

Assessments for Fiscal Year 1990 correspond to approximately \$620 per acre of each lot compared to \$360 per acre for the 1989 Fiscal Year. The increase in the assessment to the district reflects the corrected square footage figures for landscaped

areas to be maintained in Fiscal Year 1990, resulting in higher contractual maintenance costs. The City currently owns all except two of the parcels in the district and will fund parcel assessments until each is sold.

FILE LOCATION: STRT M-191

COUNCIL ACTION: (Tape location: B018-024.)

Hearing began at 2:11 p.m. and halted at 2:11 p.m.

MOTION BY McCOLL TO CLOSE THE HEARING AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: (R-89-2225) ADOPTED AS RESOLUTION R-274015

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Mission Boulevard Landscape Maintenance District.

(Mission Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessment for the Mission Boulevard Landscape Maintenance District. The district provides for the maintenance of 198 trees within the district. The Fiscal Year 1990 proposed maintenance costs for the district are as follows:

Contractual Maintenance (watering)	\$ 17,872
Personnel	18,423
Incidentals	9,608
Total Expenses	\$ 45,903
Reserve	3,669
Total	\$ 49,572
Less Carry-over and Interest	7,500
Less City Contribution	0
Assessed to the District	\$ 42,072

The annual assessment for Fiscal Year 1990 will be \$9.60, compared to \$10.40 for Fiscal Year 1989.

FILE LOCATION: STRT M-193

COUNCIL ACTION: (Tape location: B024-035.)

Hearing began at 2:12 p.m. and halted at 2:12 p.m.

MOTION BY McCOLL TO CLOSE THE HEARING AND ADOPT. Second by

McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-339: CONTINUED TO JULY 25, 1989 AT 2:00 P.M.

(Continued from the meeting of June 20, 1989, Item 337, at the City Council's request, to allow the Planning Department time to redesign and return.)

Appeal of Cameron Moshtaghi, by Sandra J. Brower, Attorney, from the decision of the Planning Commission in denying Hillside Review / Resource Protection Overlay Zone Permit HRP & RPZ-88-0854, proposing to construct 2 two-story, single-family homes (4,600 square feet each) on separate parcels. The subject property (approximately 2.49-acres) is located on Racetrack View Road, south and east of Jimmy Durante Way, west of I-5 and north of Mango Way, in Zone R1-40000 (single-family residential), in the Torrey Pines Community Plan area, and is further described as Parcels 1 and 2, Map-14043.

(HRP & RPOZ-88-0854. District-1.)

Subitem-A: (R-89-)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0854 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-)

Adoption of a Resolution granting or denying the appeal and granting or denying the HRP/RPZ permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - HRP/RPOZ 88-0854

COUNCIL ACTION: (Tape location: B005-013.)

MOTION BY McCOLL TO CONTINUE TO JULY 25, 1989 AT 2:00 P.M. AT THE REQUEST OF DONALD McDOUGAL FOR FURTHER REVIEW. Second by Struiksma. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S500: PRESENTATION MADE

(Continued from the meeting of July 11, 1989, Item S500, at Council Member Pratt's request.)

Presenting plaques to John Thelan and Mike Madigan in gratitude for their years of service on the Southeast Economic Development Committee Board.

(District-4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A023-050.)

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 2:12 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B035).